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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

MICHAEL INFORZATO, Derivatively
and on Behalf of Nominal Defendant
LifeVantage Corporation,

Plaintiff(s),

vs.

DARREN JENSEN, *et al.*,

Defendant(s).

and

LIFEVANTAGE CORPORATION,

Nominal Defendant.

**SECOND STIPULATED MOTION TO
DISMISS ALL CLAIMS WITHOUT
PREJUDICE**

Civil No. 2:17-cv-00317-JNP

Judge Jill N. Parrish

Pursuant to Rules 23.1 and 41(a)(2) of the Federal Rules of Civil Procedure, all parties to this action, by and through undersigned counsel, hereby stipulate and jointly move this Court for an order dismissing the Verified Shareholder Derivative Complaint and Jury Demand¹ without prejudice, each party to bear its own fees and costs. No payment has been made, nor will one be made, to Plaintiff or his attorneys for this dismissal. A copy of the proposed order of dismissal without prejudice, which has been approved as to form and content by all parties, is attached as Exhibit A.

On November 17, 2017, the parties filed a first Stipulated Motion to Dismiss All Claims Without Prejudice.² In accordance with the Court's Order in response thereto,³ the parties met and conferred and filed a Stipulated Motion to Approve Proposed Notice Plan,⁴ which the Court granted on January 2, 2018.⁵ Attached as Exhibit B is the Declaration of Lauren McGee confirming LifeVantage Corporation's compliance with the approved Notice Plan.

Notice having been given to shareholders in compliance with Federal Rule of Civil Procedure 23.1(c), and no shareholder having sought to intervene as plaintiff, the parties now stipulate and jointly move this Court for an order dismissing all claims without prejudice.

DATED this 4th day of April, 2018.

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By: /s/ Milo Steven Marsden
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¹ Docket no. 2, filed April 24, 2017.

² Docket no. 9, filed November 17, 2017.

³ Docket no. 10, filed November 27, 2017.

⁴ Docket no. 11, filed December 27, 2017.

⁵ Docket no. 12, filed January 2, 2018.

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*Attorneys for Defendants and Nominal
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DATED this 4th day of April, 2018.

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